

**TOWNSHIP OF CHESTERFIELD**

**ORDINANCE NO. 2021-21**

**AN ORDINANCE TO AMEND CHAPTER 146 OF THE CODE OF THE TOWNSHIP OF CHESTERFIELD, ENTITLED “PARKS AND RECREATIONAL AREAS,” TO ADD SECTION 146-1.12, ENTITLED “RECREATIONAL ACTIVITIES PROHIBITED,” AND TO AMEND SECTION 145-5, ENTITLED “ENFORCEMENT.”**

**BE IT ORDAINED AND ENACTED** by the Township Committee of the Township of Chesterfield, County of Burlington and State of New Jersey, as follows:

**ARTICLE I.** Chapter 146 of the Code of the Township of Chesterfield is amended to add § 1.12, entitled “Recreational activities prohibited.” Section 1.12 shall read as follows:

“§ 146-1.12 Recreational activities prohibited.

“A. All recreational activities are prohibited in or in close proximity to the following, as defined by § 130-4 of the Code of the Township of Chesterfield:

(1) Detention basins.

(2) Retention basins.

(3) Stormwater management basins.

“B. Prohibited recreational activities include, but are not limited to, boating, sunbathing, fishing, hunting, and swimming. No permits shall be issued for any recreational activities in the prohibited areas listed in Subsection A of this Section.

“C. Any area in which all recreational activities are prohibited shall be marked with a prominently placed sign that reads “NO RECREATIONAL ACTIVITY PERMITTED.”

“D. Enforcement of this Section shall comply with § 146-5(D) of the Code of the Township of Chesterfield.

“E. Any person or persons violating this Section shall be subject to the penalties provided in § 146-6 of the Code of the Township of Chesterfield.

“F. This section does not apply to recreation ponds, defined and governed by § 166-11 of the Code of the Township of Chesterfield.”

**ARTICLE II.** Section 146-5 of the Code of the Township of Chesterfield, entitled “Enforcement,” is amended to add Subsection D. Subsection D shall to read as follows:

“D. Pursuant to Section 1.12 of this chapter, police officers and any other municipal employee or official so designated by the Township Committee shall, in connection with their duties imposed by law, diligently enforce the provisions of Section 1.12 of this chapter, and shall have the authority to eject any person or persons in violation of Section 1.12 of this chapter.”

**ARTICLE III. REPEALER, SEVERABILITY AND EFFECTIVE DATE.**

- A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.
- B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Committee hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.
- C. Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law.

**CHESTERFIELD TOWNSHIP COMMITTEE**

Introduced: December 9, 2021

Adopted:

RECORD OF VOTE													
INTRODUCTION							ADOPTION						
TWP COMMITTEE	AYE	NAY	NV	AB	ORD	SEC	TWP COMMITTEE	AYE	NAY	NV	AB	ORD	SEC
Dhopte	X					X	Dhopte						
Koetas-Dale	X				X		Koetas-Dale						
Panfili	X						Panfili						
Russo	X						Russ						
Liedtka				X			Liedtka						
X – Indicates Vote    NV – Not Voting    AB – Absent    ORD – Motion    SEC - Seconded													

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